

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

October 29, 2001

- C033642 THE PEOPLE v. RIOS (Not for Publication)**
The judgment is affirmed.
 NICHOLSON, J.
We concur: Scotland, P.J.
 Raye, J.
- C036054 THE PEOPLE v. TAYLOR (Certified for Partial Publication)**
The judgment is affirmed. (CERTIFIED FOR PARTIAL PUBLICATION.)
 NICHOLSON, J.
We concur: Blease, Acting P.J.
 Sims, J.
- C035572 SCHMID v. DEPARTMENT OF TRANSPORTATION et al.**
 (Not for Publication)
The judgment is affirmed. The State defendants shall recover costs on appeal.
 SIMS, Acting P.J.
We concur: Davis, J.
 Raye, J.
- C037241 WICHMANN v. LIVINGSTON & MATTESICH LAW CORPORATION et al.**
 (Not for Publication)
The judgment (order) is affirmed.
 Blease, Acting P.J.
We concur: Sims, J.
 Raye, J.

October 30, 2001

- C033582 THE PEOPLE v. WRIGHT (Not for Publication)**
The judgment is affirmed.
 CALLAHAN, J.
We concur: Scotland, P.J.
 Morrison, J.
- C033955 THE PEOPLE v. BURCELL (Not for Publication)**
The judgment is affirmed.
 KOLKEY, J.
We concur: Sims, J.
 Callahan, J.
- C036973 THE PEOPLE v. DO (Not for Publication)**
The judgment is affirmed.
 NICHOLSON, J.
We concur: Scotland, P.J.
 Callahan, J.

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The Minutes

October 30, 2001, continued

- C037842 THE PEOPLE v. MITCHELL (Not for Publication)**
The judgment is affirmed.
 BLEASE, Acting P.J.
We concur: Nicholson, J.
 Raye, J.
- C031367 ARDEN CARMICHAEL, INC. et al. v. COUNTY OF SACRAMENTO (Not for Publication)**
The judgment is reversed, and the matter is remanded to the trial court with directions to enter an order denying the County's motion for summary adjudication with respect to the first and third causes of action and to conduct proceedings consistent with this opinion. The parties shall bear their own costs on appeal.
 KOLKEY, J.
We concur: Morrison, Acting P.J.
 Hull, J.
- C031821 MOORE et al. v. STATE BOARD OF CONTROL (Certified for Publication)**
The judgment is reversed. The superior court is directed to vacate its order issuing a peremptory writ of mandate in favor of plaintiffs and to enter a new order denying plaintiffs' petition. The parties shall bear their own costs on appeal. (Cal. Rules of Court, rule 26(a).)
 SCOTLAND, P.J.
We concur: Raye, J.
 Morrison, J.
- C032012 NELSON v. JOHNSON (Not for Publication)**
The judgment is reversed, and the trial court is directed to vacate its order setting aside defendant's default. Defendant shall reimburse plaintiff for her costs on appeal. (Cal. Rules of Court, rule 26(a).)
 SCOTLAND, P.J.
We concur: Davis, J.
 Callahan, J.
- C035296 WHITE v. WHITE (Not for Publication)**
The order appealed from is affirmed.
 CALLAHAN, J.
We concur: Davis, Acting P.J.
 Morrison, J.

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The Minutes

October 30, 2001, continued

- C035568 GROGAN v. ALTA CALIFORNIA REGIONAL CENTER et al.**
(Not for Publication)
The judgment is reversed. Grogan is awarded her costs on appeal.
DAVIS, J.
We concur: Sims, Acting P.J.
 Morrison, J.
- C035893 SCHROEDER v. SACRAMENTO MUNICIPAL UTILITY DISTRICT**
(Not for Publication)
The judgment is affirmed.
CALLAHAN, J.
We concur: Scotland, P.J.
 Morrison, J.
- C036346 STATE BOARD OF EQUALIZATION v. WIRICK**
(Certified for Publication)
The judgment is affirmed. **(CERTIFIED FOR PUBLICATION.)**
MORRISON, J.
We concur: Blease, Acting P.J.
 Callahan, J.
- C037126 SARACENI et al. v. CITY OF ROSEVILLE et al.**
(Not for Publication)
The judgment is affirmed.
BLEAE, J.
We concur: Scotland, P.J.
 Callahan, J.

October 31, 2001

- C032613 THE PEOPLE v. BLUDWORTH (Not for Publication)**
The judgment is affirmed.
CALLAHAN, J.
We concur: Scotland, P.J.
 Nicholson, J.
- C033004 THE PEOPLE v. OATES (Not for Publication)**
The judgment is modified by striking the parole revocation fine under section 1202.45. As so modified, the judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect this disposition and to forward the amended abstract of judgment to the Department of Corrections.
NICHOLSON, J.
We concur: Scotland, P.J.
 Davis, J.

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STATE OF CALIFORNIA
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The Minutes

October 31, 2001, continued

- C035576 THE PEOPLE v. RUGAMAS (Certified for Publication)**
The judgment is affirmed.
RAYE, J.
We concur: Scotland, P.J.
Callahan, J.
- C036486 THE PEOPLE v. BIANCO (Certified for Publication)**
The judgment is affirmed. **(CERTIFIED FOR PUBLICATION.)**
MORRISON, J.
I concur: Callahan, J.
I concur in the majority opinion, with one exception...
Scotland, P.J.
- C037733 THE PEOPLE v. MOWLES (Not for Publication)**
The matter is remanded to the trial court for further proceedings limited to ordering defendant to register as a sex offender pursuant to Penal Code section 290.
- In all other respects the judgment is affirmed.
- Upon remand the trial court shall prepare an amended abstract of judgment accurately reflecting the Penal Code section 290 registration order which is to be imposed, as well as the required corrections to the original abstract of judgment, as follows:
- The amended abstract, under item 11, "Other orders," shall reflect that defendant was ordered to register as a sex offender pursuant to Penal Code section 290.
- The amended abstract of judgment, under item 11 "Other orders," shall also reflect a \$200 fine under section 290.3, a \$200 state penalty assessment (Pen. Code, § 1464), and a \$140 county penalty assessment (Gov. Code, § 76000).
- The amended abstract of judgment shall also check the Penal Code section 2933.1 box (but not the section 4019 box) under item 13.
- The trial court is ordered to send a certified copy of the amended abstract of judgment to the Department of Corrections.
SIMS, J.
We concur: Blease, Acting P.J.
Raye, J.

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The Minutes

October 31, 2001, continued

- C037872 THE PEOPLE v. HUNTER (Not for Publication)**
The judgment is affirmed.
 HULL, J.
We concur: Scotland, P.J.
 Morrison, J.
- C036243 ROE v. GRANT JOINT UNION UNIFIED HIGH SCHOOL DISTRICT et al. (Not for Publication)**
The judgment is affirmed.
 HULL, J.
We concur: Davis, Acting P.J.
 Morrison, J.
- C036879 POTTS v. PONCIANO (Not for Publication)**
The judgment is affirmed. Respondent shall recover costs on appeal.
 MORRISON, J.
We concur: Sims, Acting P.J.
 Davis, J.
- C034668 In re J.T.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. MOTHER OF J.T. (Not for Publication)**
The judgment (order) is affirmed.
 HULL, J.
I concur: Sims, J.
I concur in the result.
 Blease, Acting P.J.
- C039156 KOI S. v. SUPERIOR COURT OF YOLO COUNTY and DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES (Not for Publication)**
The petition is denied.
 SIMS, Acting P.J.
We concur: Raye, J.
 Callahan, J.

November 1, 2001

- C038087 THE PEOPLE v. WHITEMAN, JR. (Not for Publication)**
The judgment is affirmed.
 RAYE, J.
We concur: Davis, Acting P.J.
 Callahan, J.

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November 1, 2001, continued

C034784 ALCALA v. AUBURN AREA RECREATION AND PARK DISTRICT et al. (Not for Publication)

The judgment is affirmed. We assess sanctions against plaintiff and his counsel, jointly and severally, in the amount of \$10,903, payable to defendants, and in the amount of \$3,000, payable to the clerk of this court, all within 15 days after the filing of this remittitur. Defendants shall recover their costs on appeal. (Cal. Rules of Court, rule 26 (a).)

RAYE, Acting P.J.

We concur: Callahan, J.
 Kolkey, J.

November 2, 2001

C036156 THE PEOPLE v. JONES (Not for Publication)

The judgment is affirmed.

CALLAHAN, J.

We concur: Sims, Acting P.J.
 Hull, J.

C036382 THE PEOPLE v. GEIB (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Blease, Acting P.J.
 Raye, J.

C037904 THE PEOPLE v. NICHOLAS (Not for Publication)

The judgment is affirmed. The trial court shall prepare an amended abstract of judgment consistent with the directions set forth herein and transmit a certified copy thereof to the Department of Corrections.

SIMS, J.

We concur: Blease, Acting P.J.
 Nicholson, J.

C038319 THE PEOPLE v. ALLEN (Not for Publication)

The judgment is affirmed.

SIMS, J.

We concur: Blease, Acting P.J.
 Nicholson, J.